FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.4846 OF 2003
IN
FIRST APPEAL NO.30960 OF 2003

Office notes, office Memoranda of Coram, appearances, Court's orders or directions & Registrar's orders.	: : : : :	Court's or Judge's Orders

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Mr. Ranjit V. More for the applicant.

Mr. S.D. Thokade for the respondents.

CORAM: SMT. RANJANA DESAI, J.

DATED: 3RD MARCH, 2005.

P.C.:-

Heard the learned counsel for the parties.

There is 383 days' delay in filing the present appeal. The learned counsel for the applicant states that the delay is occurred because of the inaction of the previous lawyer engaged by the applicant and, hence, in the interest of justice, the delay may be condoned. The learned counsel for the respondents opposes. He states that no acceptable explanation

is given in the application.

In the circumstances, the delay is condoned on the applicant paying costs quantified at Rs.500/- to the respondents. Payment of costs shall be condition precedent. If the payment is made within a period of eight days from today, the delay shall stand condoned.

Attachment granted by the trial court to continue for two weeks from today. However, no sale should be effected for a period of two weeks.

Office is directed to place First Appeal (St.) No.30960 of 2003 on board on 17/3/2005.

Civil application is disposed of in the aforestated terms.

The stay granted by this court on 24/2/2005 should continue till 17/3/2005.

(SMT. RANJANA DESAI, J.)